

DEPARTMENT OF JUSTICE  
Office of the Deputy Attorney General  
Washington

April 10, 1951

Honorable Carl Hayden  
United States Senate  
Washington 25, D. C.

My dear Senator:

This refers to your letter of March 19, 1951, with which was enclosed a telegram addressed to you by Governor Pyle of the State of Arizona. In his telegram, Governor Pyle inquires as to whether title to that portion of Ft. Huachuca transferred to the State of Arizona by deed dated January 14, 1949, reverted in the United States by reason of the notification of recapture contained in the letter from the Acting Secretary of the Air Force McCone, received by the Governor on January 23, 1951, and, if so, whether title could be reconveyed to the State, notwithstanding the provisions of Public Law 910, 81st Congress, if the Air Force would agree to execute a deed of reconveyance.

Although this Department has been pleased to look into this matter for you, it is now understood informally that the Department of the Army, under whose jurisdiction Ft. Huachuca recently has been placed, has addressed a letter to Governor Pyle covering the points of his inquiry. The Department of the Army has been requested to forward to you a copy of the letter aforementioned.

The telegram forwarded with your letter is returned, in accordance with your request.

Yours sincerely,

/s/ PEYTON FORD

Peyton Ford  
Deputy Attorney General

Enclosure  
No. 498265

**COPY FOR YOUR INFORMATION**

CLASS OF SERVICE

This is a full-rate Telegram or Cablegram unless its deferred character is indicated by a suitable symbol above or preceding the address.

# WESTERN UNION

W. P. MARSHALL, PRESIDENT

1220

SYMBOLS

DL=Day Letter  
NL=Night Letter  
LT=Int'l Letter Telegram  
VLT=Int'l Victory Ltr.

The filing PA855

date line on telegrams and day letters is STANDARD TIME at point of origin. Time of receipt is STANDARD TIME at point of destination

LB336 L.PFC600 LONG L PD=PHOENIX ARIZ 16 506P=

HONORABLE CARL HAYDEN, UNITED STATES SENATOR=

SENATE OFFICE BLDG WASHDC=

WILL YOU GET OPINION FROM ATTORNEY GENERAL RE FOLLOWING:

DID THE RECEIPT OF THE LETTER ON JANUARY 23, 1951 FROM ACTING SECRETARY OF THE AIR FORCE MCCONE BY THE GOVERNOR OF THE STATE OF ARIZONA AUTOMATICALLY TRANSFER TITLE TO THAT PORTION OF FORT HUACHUCA RECEIVED BY ARIZONA THROUGH DEED FOR CONSERVATION OF WILD LIFE DATED JANUARY 14, 1949

RECORDED IN THE OFFICE OF THE COUNTY RECORDER OF COCHISE COUNTY, DOCKET 22, PAGE 422. WE DID NOT ACKNOWLEDGE IN ACQUIESCENCE. IF THE TITLE DID VEST IN THE UNITED STATES CAN A DEED BE IMMEDIATELY EXECUTED TO THE STATE OF ARIZONA DESPITE PUBLIC LAW 910, 81ST CONGRESS, 2ND SESSION. IF A DEED CAN BE EXECUTED WILL THE AIR FORCE AGREE TO IMMEDIATELY EXECUTE SUCH DEED. CLARIFICATION NECESSARY BEFORE CONTINUING LEASE PROCEDURE WE DISCUSSED=

HOWARD PYLE GOVERNOR OF ARIZONA=

PLEASE RETURN TO  
SENATOR HAYDEN

171  
131  
71361  
Major McKee  
74142  
MAR 16 PM 3 25

THE COMPANY WILL APPRECIATE SUGGESTIONS FROM ITS PATRONS CONCERNING ITS SERVICE

USFH-00002211